

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

IN THE MATTER Of The Application of)
REDGATE WATER COMPANY For Authority) UTILITY DIVISION
To Transfer The Assets and Operating) DOCKET NO. 90.10.64
Responsibilities Of Its Water Utility) ORDER NO. 5517
in Bigfork, Montana To Mike and Jackie)
Pitzen.)

1. On October 3, 1990, a petition was filed with the Montana Public Service Commission requesting Commission, pursuant to jurisdiction established by 69-3-101 et that the seq., MCA, authorize the transfer of the assets and operating responsibilities of Redgate Water Company's water utility in Big fork, Montana to Mike and Jackie Pitzen. Mike and Jackie Pitzen propose to continue water service to all consumers previously supplied by Redgate Water. Transfer of the assets will not in itself result in a rate increase for any consumer.

2. On October 5, 1990, the Commission issued a Notice of Opportunity for Public Hearing, which was sent to the Montana Consumer Counsel and all customers currently connected to the Redgate Water Company's facilities. The Notice gave interested parties until November 5, 1990, to request a hearing or submit protests regarding the Application. 3. No protests or requests received, therefore, no public hearing was scheduled.

3. No protests or requests for public hearing were received, therefore, no public hearing was scheduled.

3. A review of the Application indicates no threat to the adequacy or availability of service to the utility's customers.

4. The proposed new owner appears to have the financial and other resources necessary to provide adequate service in future.

CONCLUSIONS OF LAW

1. This Commission has jurisdiction over the parties and matters contained in this Docket.
2. The application demonstrates that the transfer of ownership will not result in inadequate service or unreasonable rates.
3. The proposed new owner is fit, willing and able to assume the service responsibilities associated with ownership of the water system now owned by Redgate Water Company.

ORDER

NOW THEREFORE, IT IS ORDERED THAT:

1. Redgate Water Company is hereby authorized to transfer its assets and operating responsibilities to Mike and Jackie Pitzen.
2. Upon transfer, Mike and Jackie Pitzen shall file rates, consistent with those outlined in the application, for provision of service to consumers in the utility's Bigfork, Montana service area.

DONE IN OPEN SESSION this 19th day of November, 1990, by a vote of 5 to 0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

HOWARD L. ELLIS, Chairman

DANNY OBERG, Vice Chairman

WALLACE W. “WALLY” MERCER, Commissioner

JOHN B. DRISCOLL, Commissioner

REX MANUEL, Commissioner

ATTEST:

Ann Peck
Commission Secretary

(SEAL)

NOTE: Any interested party may request that the Commission reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.